

LYNDON CITY COUNCIL
REGULAR MEETING MINUTES OF
April 17, 2017

The Lyndon City Council met in regular session on Monday, April 17, 2017, 7:00 p.m., at City Hall.

1. CALL TO ORDER: Mayor Morrison called the meeting to order.

- a) ROLL CALL: City Clerk called roll of the City Council. Mayor Morrison and members Bill Patterson, Darin Schmitt, and Darrel Finch present. Doug Watson and Ryan Kuhn absent with notification.

City Staff present: Pat Walsh, City Attorney; Julie Stutzman, City Clerk; David Wilson, Maintenance Supervisor; and Darrel Manning Chief of Police/Zoning Administrator.

Others Present: Brian Foster, BG Consultants; Tammy Schlingmann and Julie Nelson, Herald Chronicle.

2. ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

- a) Finch made the motion to approve the regular meeting minutes of April 3, 2017 as written. Patterson seconded, motion carried.

3. CONSENT AGENDA:

- a) Approval of Bills: Patterson made the motion to approve the bills as set forth. Schmitt seconded, motion carried.

4. PUBLIC COMMENTS: None.

5. CORRESPONDENCE TO COUNCIL:

- Pledge of Securities from Lyndon State Bank as of March 31, 2017.
- 2017 Consumer Confidence Report – Calendar year 2016.
- Public Wholesale Water Supply District #12 minutes of March 15, 2017.
- April 2017 Edition of the Kansas Government Journal.

6. UNFINISHED BUSINESS:

- a) WASTEWATER PROJECT UPDATE - BRIAN FOSTER, BG CONSULTANTS: Mr. Foster provided Council with a project update and preliminary design memos for review. He stated they submitted the preliminary lagoon design memo to the state for review and received positive feedback. The head of the wastewater division approved the design; and are optimistic that the additional detention time would be beneficial in the quality of effluent discharge from the system. Mr. Foster stated they tried to maximize the area of the first cells in the lagoon for treatment and included site layouts and topographical maps. Patterson asked if the wetlands were added back to the project and Mr. Foster stated they were, however, this system will be permitted by the State as a discharging lagoon system and discussed

the reason the wetlands is still proposed as an alternate solution for diversion during certain times of the year.

Mr. Foster provided information and maps on the proposed lift station site on southeast side of second street. There are two options for layout due to the land survey challenges and discussed each with Council. He stated the only difference between option one and option two is that, option one would require vacating part of the second street and option two only requires rotating the building and changing which way the garage door faces to the west instead of south. Mr. Foster recommended option two due to saving the step of vacating the street.

The Maintenance Supervisor and Mr. Foster discussed the pros and cons for the pump station construction of a block versus steel structure with Council.

Schmitt made the motion to recess to executive session for 10 minutes for discussion prior to the acquisition of real estate with Brian Foster of BG and City Attorney attending. Patterson seconded, motion carried. Council reconvened with Patterson making the motion to authorize the Mayor to sign preliminary easement letters to residents after modification by BG Consultants. Finch seconded, motion carried.

- b) G.O. BONDS AND TEMPORARY NOTE ISSUANCE AGREEMENT - COSGROVE, WEBB & OMAN: The City Attorney stated he reviewed the contract, confirmed fee percentages and did not voice any concerns. He stated that his legal fees for the project will continue to be charged at the normal hourly rate and not to be included in the fees with bond counsel. Schmitt made the motion to approve and authorize the Mayor to sign the bond and temporary note agreement with Cosgrove, Webb and Oman. Finch seconded, motion carried.
- c) GOVERNMENTAL ASSISTANCE SERVICE UPDATE: The City Clerk stated she has been in contact with Mr. Nordstrom from G.A.S. The City received the first administration bill for the environmental report for \$1,000. The City Clerk stated she discussed the invoice with Mr. Nordstrom and it was stated that the city will have to pay the invoices from G.A.S. These invoices are held until the end of the project and part of the closing costs. The \$1,000 invoice for the environmental report will be paid out of the sewer capital outlay line item. She stated there is \$50,000 budgeted for that line item in the 2017 budget.

She stated the environmental report being prepared by G.A.S. is near completion, however, due to a change in project scope from non-discharging to discharging, some of the letter to State entities had to be re-sent. Otherwise, the environmental report is on track for the deadline.

Mr. Nordstrom also stated that FEMA requires they follow an eight-step flood plain process and involves three publications in the paper in regards to notice of explanation to city residents.

The City Clerk stated Mr. Nordstrom from G.A.S. will come down to the office and help her set up records for CDBG paperwork, files, etc. She stated this will keep record consistency between G.A.S. and the City when monitored by the Department of Commerce after the first disbursement.

- d) WASTEWATER PROJECT EXPENSES QUARTERLY REPORT: The City Clerk provided Council with a quarterly report of expenses paid and reimbursed by KDHE for the wastewater project from January 1, 2017 to March 31, 2017 and discussed those briefly with Council. Patterson made the motion to approve the quarterly report. Schmitt seconded, motion carried.

7. NEW BUSINESS:

- a) RESIGNATION FROM PLANNING AND ZONING COMMISSION: The Council received a letter of resignation from Byron Jordan for the Zoning Commission. The City Clerk stated the Zoning Administrator and herself have talked to a couple of people who are interested in serving on the board and waiting on letters of interest.
- b) DISCUSSION OF DOG ORDINANCE NO. 710, SECTION 9: The City Clerk stated there was an incident that the dog was held at the pound for more than the allotted 3 days. She stated currently there is a dog in impound and have requested that the dog be euthanized by April 20th. The City Clerk stated the vet clinic would like to try to find the dog a home or Ottawa animal shelters usually takes the dogs. The City Clerk stated she just wanted it noted in writing that the Council agrees with allowing the vet clinic home the impounded dogs as long as the City is only billed the three days as detailed in the ordinance.

8. STAFF REPORTS:

- a) POLICE: Council received a copy of the Officer Activity report.

The Chief briefly discussed the emergency table top exercise that he and the City Clerk attended.

- b) PLANNING AND ZONING: No meeting, lack of quorum.

- c) PUBLIC WORKS: Council received a copy of the Maintenance Activity report.

The Maintenance Supervisor stated the sewer plant has had some issues due to age and the excessive rains in the past couple of days. He discussed that briefly with Council.

The Mayor asked about pool preparation for the season and the Maintenance Supervisor stated due to the rain, work has been slow but progressing. It was noted that lifeguard training is the week of May 22-26.

The Mayor asked if summer help for maintenance has been hired and the Maintenance Supervisor stated he has a couple of applications. The Maintenance

Supervisor will make his recommendation to the Council for hiring one of the applicants at the next meeting for approval.

KRWA is putting on a training for wastewater and lagoon systems in Osage City. The training is free to the City and the Maintenance Supervisor stated that he would like himself, Smith and Wischropp to attend.

The Maintenance Supervisor stated that work to correct the water leak on 6th street has not been completed due to the excessive rains and does not want to cause more damage to the yard and ditches due to mud. The work to correct the issue will be done when the weather clears up and the area dries out a little.

d) CITY CLERK: The City Clerk provided Council with a copy of the Clerk's report.

The City Clerk stated she checked the shelter house calendar for dates so that volunteers can paint and spoke with Councilmember Finch. The date has been set for May 21, 2017.

Tree City is Saturday, April 22 at 9 a.m. at City Hall

The Daddy Daughter Dance is Sunday, April 23 from 2-4 p.m. at the high school gym.

The City Clerk stated that only two positions on the appointment list may remain unfilled as of the May 1 meeting which are the positions on Planning and Zoning. She stated the other positions where terms have expired in 2017 have agreed to continue to serve on those boards.

9. COUNCIL/MAYOR COMMENTS AND REPORTS:

Patterson asked if we received the assessed valuation for the budget from the County Clerk and the City Clerk stated those are not due until mid to late June.

10. EXECUTIVE SESSION: None.

11. ADJOURNMENT: Schmitt made the motion to adjourn to Monday, May 1, 2017, at 7:00 p.m. for regular meeting. Patterson seconded, motion carried.


City Clerk